

JOURNAL OF THE FLORIDA SENATE

Friday, May 14, 1971

The Senate was called to order by the President at 8:30 a.m. for the purpose of conducting the order of business of Introduction and reference of Resolutions, Memorials, Bills and Joint Resolutions, pursuant to Rule 4.3.

INTRODUCTION

By Senator Deeb—

SCR 1565—A concurrent resolution authorizing a Senate-House Committee to study the office of the commissioner of education.

Was read the first time in full and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

By Senators Hollahan, Arnold, Barrow, Beaufort, Bell, Bishop, Boyd, Brantley, Broxson, Childers, Daniel, Deeb, Ducker, Fincher, Gong, Graham, Gunter, Haverfield, Henderson, Horne, Johnson (29th), Johnson (34th), Knopke, Lane, Lewis (33rd), Lewis (43rd), McClain, Myers, Ott, Plante, Pope, Poston, Reuter, Saunders, Saylor, Scarborough, Stolzenburg, Thomas, Trask, Ware, Weber, Weissenborn and Wilson—

SCR 1566—A concurrent resolution urging participation on Monday, May 17, 1971, by all citizens of Florida in the "Freedom Van" which will contain a ten (10) mile long petition calling for humane treatment and release of all American prisoners of war and persons missing in action in Southeast Asia.

Was read the first time in full and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas
President of the Senate

May 13, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed SB 546.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The bill, contained in the above message, was ordered enrolled.

The Honorable Jerry Thomas
President of the Senate

May 13, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By the Committee on Appropriations and Representatives Sessums and Conway—

CS for CS for HB 895—A bill to be entitled An act relating to educational loans and grants; amending subsection (2) of section 239.41, Florida Statutes, providing that no new teaching scholarship awards shall be made after July 1, 1971; amending section 239.44, Florida Statutes, providing that any monies collected by the department of education as repayment of teaching scholarship awards shall be deposited to the credit of the student financial aid trust fund; amending subsection (6) of section 239.47, Florida Statutes, providing that no new nursing scholarship awards shall be made after July 1, 1971; amending subsection (5) of section 239.52, Florida Statutes, providing that repayments on nursing scholarships shall be deposited to the credit of the student financial aid trust fund; amending subsection (4) of section 239.67, Florida Statutes, by establishing eligibility criteria for loans; amending subsections (5) and (7) of section 239.67, Florida Statutes, by establishing repayment procedures for loans; creating a special assistance grant

program; providing an increase in student fees to support the loan program; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for CS for HB 895, contained in the above message, was read the first time by title and referred to the Committees on Public Schools and Ways and Means.

The Honorable Jerry Thomas
President of the Senate

May 12, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By Representatives Singleton and Gustafson—

HB 282—A bill to be entitled An act relating to the financial responsibility law; amending chapter 324, Florida Statutes; providing that the financial responsibility law shall be administered by the department of highway safety and motor vehicles; providing that all powers, duties, functions, records, personnel, appropriations and property of the state insurance commissioner and treasurer relating to the administration of the financial responsibility law are transferred to the department of highway safety and motor vehicles; providing a penalty; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 282, contained in the above message, was read the first time by title and referred to the Committees on Commerce and Governmental Efficiency.

The Honorable Jerry Thomas
President of the Senate

May 13, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended, by the required two-thirds vote of all members elected to the House—

By Representatives Hartnett and Baumgartner—

HB 724—A bill to be entitled An act for the relief of Mr. and Mrs. Aldo Carcano; providing an appropriation for loss of rental income as a result of the Florida state medical board's breach of contract; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 724, contained in the above message, was read the first time by title and referred to the Committees on Personnel, Retirement and Claims and Ways and Means.

The Honorable Jerry Thomas
President of the Senate

May 13, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By the Committee on Education—

CS for HB 7—A bill to be entitled An act relating to school personnel, continuing contracts; amending section 231.36(3)(d), Florida Statutes; allowing school boards to issue continuing

contracts to new teachers previously employed within the state; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 7, contained in the above message, was read the first time by title and referred to the Committee on Public Schools.

The Senate recessed at 8:35 a.m.

The Senate was called to order by the President at 9:00 a.m.
A quorum present—44:

Mr. President	Daniel	Johnson (29th)	Pope
Arnold	de la Parte	Johnson (34th)	Poston
Barron	Ducker	Karl	Reuter
Barrow	Fincher	Knopke	Saunders
Beaufort	Gong	Lane	Sayler
Bell	Graham	Lewis (33rd)	Stolzenburg
Bishop	Gunter	Lewis (43rd)	Ware
Boyd	Haverfield	McClain	Weber
Brantley	Henderson	Myers	Weissenborn
Broxson	Hollahan	Ott	Williams
Childers	Horne	Plante	Wilson

Excused: Senators Brannen, Deeb, Scarborough and Trask.

Prayer by Senator Saunders:

Our Father, we are now in the closing days of the session.
We need your help and we ask your guidance. Amen.

The Journal of May 13 was corrected and approved.

FLOOR SESSIONS FOR WEEK OF MAY 17-21, 1971

Monday, May 17, 10:00 a.m.-12:00 noon and 2:00 p.m.-5:00 p.m.

Tuesday, May 18, 9:00 a.m.-12:00 noon and 2:00 p.m.-5:00 p.m.

Wednesday, May 19, 9:00 a.m.-12:00 noon and 2:00 p.m.-5:00 p.m.

Thursday, May 20, 9:00 a.m.-12:00 noon and 2:00 p.m.-5:00 p.m.

Friday, May 21, 9:00 a.m.-1:00 p.m.

REPORTS OF COMMITTEES

The Committee on Health, Welfare and Institutions recommends the following pass:

SB 903 with 1 amendment	SB 1164
SB 1178 with 2 amendments	SB 1123
SB 220	SB 1050
SB 1169	SB 1049
HB 914 with 2 amendments	

The Committee on Judiciary—Civil A recommends the following pass:

SB 1190 with 1 amendment	SB 1317 with 4 amendments
SB 1338 with 1 amendment	SB 1348 with 2 amendments
SB 1472 with 1 amendment	SB 1120 with 1 amendment
SB 1451 with 1 amendment	SB 1384
SB 1278 with 1 amendment	

The Committee on Judiciary—Civil B recommends the following pass:

HB 1297	SB 1229 with 2 amendments
SB 703 with 3 amendments	SB 1333
SB 1125 with 1 amendment	SB 1430 with 1 amendment
SB 1172 with 1 amendment	

The Committee on Natural Resources and Conservation recommends the following pass:

SB 1300 with 1 amendment	SB 1464 with 1 amendment
SB 1399 with 1 amendment	SB 1465 with 3 amendments
SCR 1402	SB 1470 with 2 amendments
SCR 1449	SB 1537 with 1 amendment
SCR 1450	

The Committee on Rules, Calendar, Privileged Business and Ethics recommends the following pass: SB 1043 with 2 amendments

The Committee on Rules, Calendar, Privileged Business and Ethics recommends the following pass: SB 1342, SB 1490

The Committee on Judiciary—Criminal recommends the following pass:

SB 1289 with 2 amendments	SB 1491 with 2 amendments
SB 1308 with 1 amendment	SB 1486 with 2 amendments

The Committee on Transportation recommends the following pass:

SB 825 with 1 amendment	SCR 1480 with 1 amendment
SB 1076 with 1 amendment	

The bills contained in the foregoing reports were placed on the Calendar.

The Committee on Natural Resources and Conservation recommends the following pass: SB 1469 with 1 amendment

The bill was referred to the Committee on Judiciary—Criminal under the original reference.

The Committee on Natural Resources and Conservation recommends the following pass: SB 1432 with 1 amendment

The Committee on Transportation recommends the following pass: SB 1367 with 1 amendment

The bills contained in the foregoing reports were referred to the Committee on Governmental Efficiency under the original reference.

The Committee on Health, Welfare and Institutions recommends the following pass: SB 900, SB 1112

The Committee on Judiciary—Civil A recommends the following pass: SB 1301 with 2 amendments

The Committee on Natural Resources and Conservation recommends the following pass:

SB 1247 with 1 amendment	SB 1291 with 1 amendment
SB 1249 with 3 amendments	

The bills contained in the foregoing reports were referred to the Committee on Ways and Means under the original reference.

The Committee on Judiciary—Civil A recommends a Committee Substitute for the following: SB 710

The bill with Committee Substitute attached was placed on the Calendar.

The Committee on Natural Resources and Conservation recommends a Committee Substitute for SB 96.

The bill with Committee Substitute attached was referred to the Committee on Judiciary—Criminal under the original reference.

The Committee on Health, Welfare and Institutions recommends the following not pass: Senate Bills 275, 1181, 43, 496

The Committee on Judiciary—Civil A recommends the following not pass: SB 1320

The Committee on Judiciary—Civil B recommends the following not pass:

HB 818	HB 827	SB 1339
HB 822	SB 501	

The Committee on Natural Resources and Conservation recommends the following not pass: SB 1483

The Committee on Judiciary—Criminal recommends the following not pass: SB 1189, SB 1393, SB 1459, SB 1462, SB 1471, HB 679

The Committee on Rules, Calendar, Privileged Business and Ethics recommends the following not pass: SJR 154, SJR 86, SB 207

The Committee on Transportation recommends the following not pass: SB 1371

The bills contained in the foregoing reports were laid on the table.

ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred—
SB 1071 with 2 amendments

—reports that the Senate amendments have been incorporated and the bill is returned herewith.

ELMER O. FRIDAY
Secretary of the Senate

The bill was placed on the calendar of bills on third reading.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Henderson, by two-thirds vote, SB 1248 was withdrawn from the Committee on Rules, Calendar, Privileged Business and Ethics and from further consideration of the Senate.

On motion by Senator Horne, by two-thirds vote, House Bills 506, 893, 829, 1293, and 951 were withdrawn from the Committee on Judiciary—Civil B and placed on the Calendar.

On motion by Senator Lewis (33rd), by two-thirds vote, SB 471 was withdrawn from the Committee on Commerce and from further consideration of the Senate.

On motion by Senator Lane, by two-thirds vote, SB 1302 was withdrawn from the Committee on Rules, Calendar, Privileged Business and Ethics and from further consideration of the Senate.

On motion by Senator Hollahan, the Committee on Rules, Calendar, Privileged Business and Ethics was granted an additional 15 days for the consideration of Senate Bills 1055, 738, 749, 763 and SCR 724.

MESSAGES FROM THE GOVERNOR

The Governor advised that on May 13 he had filed with the Office of the Secretary of State, Senate Bills 195, 365, 367, 369 and 372 which he had approved.

On motion by Senator Hollahan, the Senate proceeded to the consideration of—

EXECUTIVE BUSINESS

By direction of the President, the Secretary read the following communication:

Honorable Jerry Thomas, President May 14, 1971
Honorable Members of the Florida Senate
The Capitol
Tallahassee, Florida 32304
Gentlemen:

In accordance with my powers and duties as Governor, and pursuant to In re Advisory Opinion to the Governor (Fla. 1971)—So. 2d.—, Case No. 41,069, opinion filed May 7, 1971, I recalled the below-named ad interim appointee members of the Florida Citrus Commission (former appointees).

W. Albert Carlton
Post Office Box 1088
Wauchula, Florida

Member, Florida Citrus
Commission, District Six,
State of Florida Department
of Citrus

A. Tillis Edwards, Jr.
Post Office Drawer BG
Lakeland, Florida

Member, Florida Citrus
Commission, District
Seven, State of Florida
Department of Citrus

R. D. Flippo
Umatilla, Florida

Member, Florida Citrus
Commission, District Two,
State of Florida Department
of Citrus

Key Scales, Jr.
Post Office Box 157
Weirsdale, Florida

Member, Florida Citrus
Commission, District
Three, State of Florida
Department of Citrus

Please be advised that on May 13, 1971, I named, substituted and appointed the below-named individuals (new appointees) to replace the above-named ad interim appointees as members of the Florida Citrus Commission, all for terms ending May 31, 1973.

Robert Sorrells
(replacing W. Albert
Carlton)

Member, Florida Citrus
Commission, District Six,
State of Florida Department
of Citrus

Ben Hill Griffin
(replacing A. Tillis
Edwards, Jr.)

Member, Florida Citrus
Commission, District
Seven, State of Florida
Department of Citrus

W. R. Hancock
(replacing R. D.
Flippo)

Member, Florida Citrus
Commission, District Two,
State of Florida Department
of Citrus

Arlen Jumper
(replacing Key Scales,
Jr.)

Member, Florida Citrus
Commission, District
Three, State of Florida
Department of Citrus

Pursuant to Section 112.071, Florida Statutes, I hereby notify the Senate of the above new appointments. I respectfully request that the Senate confirm these new appointments as provided by law.

Sincerely,

REUBIN ASKEW
Governor

The President referred the appointments to the Committee on Agriculture.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas
President of the Senate

May 14, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

SB 177
SB 424
SB 174

SB 544
CS for SB 284
SB 552

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The bills, contained in the above message, were ordered enrolled.

The Honorable Jerry Thomas
President of the Senate

May 13, 1971

Sir:

I am directed to inform the Senate that the House of Representatives returns as requested: SB 396.

By Senator Poston—

SB 396—A bill to be entitled An act relating to vocational rehabilitation; amending section 413.012(2), Florida Statutes, providing that the furnishing of names and addresses of blind persons to the division of driver licenses is not a violation of this section; providing an effective date.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Poston, the rules were waived and the Senate immediately reconsidered the vote by which SB 396, contained in the above message, passed on April 22. By unanimous consent, Senator Poston withdrew SB 396 from further consideration of the Senate.

RESOLUTIONS

Senators Arnold, Barron, Beaufort, Bell, Bishop, Boyd, Brantley, Broxson, Childers, Daniel, Deeb, de la Parte, Ducker, Fincher, Gong, Graham, Gunter, Haverfield, Henderson, Hollahan, Horne, Johnson (29th), Johnson (34th), Karl, Knopke, Lane, Lewis (33rd), Lewis (43rd), McClain, Myers, Ott, Plante, Pope, Poston, Reuter, Saunders, Sayler, Scarborough, Stolzenburg, Thomas, Trask, Ware, Weber, Weissenborn, Williams and Wilson were recorded as co-introducers of SR 1201.

SR 1201—A Senate resolution commending Mrs. Faye Shaw of Crestview, Florida Teacher of the Year for 1971.

WHEREAS, Mrs. Faye Shaw of Bob Sikes Elementary School in Crestview has been a teacher in the public schools of Florida for more than ten years, and

WHEREAS, in addition to her teaching duties, she has won numerous honors and brought added distinction to the teaching profession, and

WHEREAS, Mrs. Shaw has been a leader in religious and community affairs and has inspired many by her leadership ability and her exemplary activities, and

WHEREAS, Mrs. Shaw believes that her greatest accomplishments and contributions to education have been in helping students to develop individual potential, to gain feelings of self-worth and to attain creative goals, and

WHEREAS, Mrs. Shaw has taught the same high ideals which have formed the foundation of her life, and

WHEREAS, Mrs. Shaw has been selected as Florida Teacher of the Year, 1971, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Senate of the State of Florida hereby commends Mrs. Faye Shaw for her dedicated service to education and to the children of Florida and officially extends its appreciation for her effective and productive leadership as a teacher and for her exemplary conduct as a citizen of this state.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Mrs. Shaw.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the pages of the journal of the Senate of the State of Florida and be made a permanent record of this Legislature.

Was read the second time in full. On motion by Senator Barrow, SR 1201 was adopted. The vote was: Yeas—39 Nays—None

Mr. President	Daniel	Johnson (29th)	Pope
Arnold	de la Parte	Karl	Poston
Barron	Ducker	Knopke	Reuter
Barrow	Fincher	Lane	Saunders
Beaufort	Gong	Lewis (33rd)	Sayler
Bell	Graham	Lewis (43rd)	Ware
Bishop	Gunter	McClain	Weber
Boyd	Haverfield	Myers	Williams
Broxson	Hollahan	Ott	Wilson
Childers	Horne	Plante	

HCR 1419—A concurrent resolution expressing the deep regret of the Legislature at the passing of Stanley E. Wimberly, Vice President of Academic Affairs at Florida Atlantic University.

WHEREAS, Stanley E. Wimberly devoted all of his adult life to the cause of higher education in this nation and in this state. After receiving a B.A. from the University of Florida in 1938, a M.A. degree from that university in 1939 and a Ph.D. from the University of Michigan in 1944, he served two years on the faculty of the University of Michigan. He then returned to his native state and took a position as assistant professor of psychology at the University of Florida. He rose through the ranks to full professor, and in 1949 was appointed assistant dean of the College of Arts and Sciences. In 1964 he left his alma mater to accept a position of Dean of the College of Social Science at Florida Atlantic University. In 1967 he was appointed Vice President of Academic Affairs at Florida Atlantic University and served in that capacity, with distinction, until his death on April 15, 1971; and

WHEREAS, his contribution to higher education while at the University of Florida was marked by his forceful and far-sighted service as Assistant Dean. Always concerned with build-

ing his college and university into a first rate institution, he established one of the most effective and carefully planned systems of student advising procedures to be found in large public universities. His Advisory Panel, a group of 30 to 50 faculty members he himself trained, became a model discussed, analyzed and emulated by many public universities in this country. This panel was instrumental in strengthening liberal education at the University of Florida and in safeguarding students from the sometimes zealous professionalism of the faculty, and

WHEREAS, his restless and inquisitive mind led him to probe and analyze and refine other aspects of education at the University of Florida. He helped to create new departments in his college, to enlarge others, to establish inter-disciplinary programs, to reform the university catalog and to reform admissions procedures, not only for his college, but for all colleges in the university system. Perhaps most important, he was instrumental in recruiting many first rate faculty members and department chairmen in the college; and his quest for excellence led him to establish procedures that resulted in the recruitment of some of the finest students in the State of Florida. The University of Florida bears the marks of his leadership and is a better university for his having been there, and

WHEREAS, while Dean of the College of Social Science at Florida Atlantic University, he designed an integrated curricular structure that is a model of efficiency and academic quality. It encourages, indeed requires, a well rounded balanced major for every graduate of the college. It also involves a structure that brings about a close inter-disciplinary working relationship among the departments in the college. The quality of the faculty attracted through his leadership as an innovator in academic matters is perhaps the most lasting tribute to his true worth as an educator. Not only the College of Social Science, but the entire university benefited from his academic leadership as Dean of the College; and

WHEREAS, his years of service as vice president of academic affairs were characterized again by his orderly sense of planning, his vision, and his tenacity. He fought skillfully to build strong programs in a struggling young and highly experimental institution. His tenacity and determination helped to keep F.A.U. viable. He was able in his last two years as vice president, to add a new college to the university, to establish a systematic planning for the growth of graduate education, to establish a division of sponsored research, and to establish the university's first doctoral program, to establish an F.A.U. press, and to watch, with satisfaction, the beginning of an ever increasing enrollment of students, both undergraduate and graduate; and

WHEREAS, his service during his years as vice president cannot be defined fully in terms of his accomplishments at F.A.U. As a member of the State University System Council of Academic Affairs, he asserted a forceful leadership that resulted in better articulation among the seven state universities, and he was instrumental in fashioning a Junior College/State University System articulation agreement that was recently adopted by the Board of Regents. This agreement is a landmark in the history of higher education in this state and may well serve as a model for other states to adopt in years to come; and

WHEREAS, this University, this State, and all of higher education lost a great leader when Dean Wimberly died on April 15, 1971.

NOW THEREFORE, be it resolved by the House of Representatives, the Senate concurring, that the people of Florida hereby express deep regret upon the passing of Dean Stanley E. Wimberly.

BE IT FURTHER RESOLVED that a copy of this resolution, signed by the Speaker and attested to by the Clerk of the House of Representatives and by the President and Secretary of the Senate, be forwarded to the widow, Mrs. Renee Wimberly, and the family of Dean Wimberly, and Dr. Kenneth R. Williams, President of Florida Atlantic University.

Was read the second time in full. On motion by Senator Hollahan, HCR 1419 was adopted and certified to the House. The vote was: Yeas—36 Nays—None

Mr. President	Bishop	de la Parte	Haverfield
Arnold	Boyd	Ducker	Hollahan
Barron	Broxson	Fincher	Horne
Beaufort	Childers	Gong	Johnson (29th)
Bell	Daniel	Gunter	Knopke

Lane
Lewis (33rd)
Lewis (43rd)
McClain

Myers
Ott
Plante
Pope

Poston
Reuter
Saunders
Saylor

Ware
Weber
Williams
Wilson

Plante
Poston
Saunders

Saylor
Stolzenburg

Ware
Weber

Williams
Wilson

Nays—2

MATTERS ON RECONSIDERATION

The motion by Senator Childers to reconsider the vote by which CS for SB 276 passed May 13 was taken up.

On motion by Senator Wilson, consideration of the motion to reconsider CS for SB 276 was temporarily deferred.

SENATE BILLS ON THIRD READING

Consideration of Senate Bills 36 and 1071 was deferred, the bills retaining their places on the Calendar.

SENATE BILLS ON SECOND READING

SB 13—A bill to be entitled An act relating to public buildings, payment of construction cost; amending chapter 255, Florida Statutes, by adding section 255.053, to increase the percentage of the contract price which contracting authority may pay contractors on the basis of work completed after fifty percent (50%) of the work is completed; providing that the payments to the contractor shall not exceed ninety-five percent (95%) of the actual amount of the work completed; providing an effective date.

Was read the second time by title. On motion by Senator Poston, by two-thirds vote SB 13 was read the third time by title, passed and certified to the House. The vote was:

Yeas—34

Mr. President	Childers	Horne	Pope
Arnold	Daniel	Johnson (29th)	Poston
Barron	Ducker	Johnson (34th)	Saylor
Barrow	Gong	Karl	Stolzenburg
Beaufort	Graham	Knopke	Weber
Bell	Gunter	Lewis (33rd)	Weissenborn
Bishop	Haverfield	Lewis (43rd)	Wilson
Brantley	Henderson	McClain	
Broxson	Hollahan	Ott	

Nays—5

Boyd	Reuter	Ware	Williams
Myers			

By unanimous consent Senator Fincher was recorded as voting yea; Senator Boyd changed his vote from nay to yea.

SB 10 was taken up, together with:

By the Committee on Judiciary—Civil B—

CS for SB 10—A bill to be entitled An act relating to candidates; amending §99.021(1)(a), Florida Statutes, as amended by chapter 70-269, Laws of Florida, and adding subsection (3) to said section; providing that every candidate for nomination to every office must be at least twenty-one (21) years of age; providing that candidates for municipal offices must be at least twenty-one (21) years of age; providing an effective date.

Which was read the first time by title and SB 10 was laid on the table.

On motions by Senator Horne, by two-thirds vote, CS for SB 10 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote was:

Yeas—37

Mr. President	Boyd	Gunter	Knopke
Arnold	Brantley	Haverfield	Lane
Barron	Childers	Henderson	Lewis (33rd)
Barrow	Daniel	Horne	Lewis (43rd)
Beaufort	Ducker	Johnson (29th)	McClain
Bell	Gong	Johnson (34th)	Myers
Bishop	Graham	Karl	Ott

Reuter

Weissenborn

By unanimous consent Senator Fincher was recorded as voting yea.

SB 230 was taken up, together with:

By the Committee on Transportation—

CS for SB 230—A bill to be entitled An act relating to motor vehicle safety inspection; amending §325.16, Florida Statutes, to require defects discovered upon inspection to be corrected within the inspection period or within ten (10) days of the finding of such defects; providing an effective date.

Which was read the first time by title and SB 230 was laid on the table.

On motions by Senator Wilson, by two-thirds vote, CS for SB 230 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote was: Yeas—38 Nays—None

Mr. President	Childers	Johnson (34th)	Saunders
Arnold	Daniel	Karl	Saylor
Barron	Ducker	Lane	Stolzenburg
Barrow	Gong	Lewis (33rd)	Ware
Beaufort	Graham	Lewis (43rd)	Weber
Bell	Gunter	McClain	Weissenborn
Bishop	Haverfield	Myers	Williams
Boyd	Henderson	Plante	Wilson
Brantley	Horne	Poston	
Broxson	Johnson (29th)	Reuter	

By unanimous consent Senator Fincher was recorded as voting yea.

SB 58—A bill to be entitled An act relating to crime and criminal penalties; amending sections 822.01, 822.02 and 822.03, Florida Statutes, to prohibit injury to property by any means; providing for increased penalties; repealing section 822.04, Florida Statutes, relating to injuring dwelling houses, churches, and other buildings; providing an effective date.

Was read the second time by title.

The Committee on Judiciary—Criminal offered the following amendment which was adopted on motion by Senator Barrow:

On page 1, lines 25 and 26, section 1, re-insert the stricken portion to read: or in the county jail not exceeding one year,

The Committee on Judiciary—Criminal offered the following amendment which was adopted on motion by Senator Barrow:

On page 2, lines 10 and 11, section 1, re-insert the stricken portion to read: or in the county jail not exceeding one year,

On motion by Senator Daniel the Senate reconsidered the vote by which the foregoing amendment was adopted.

Further consideration of SB 58 with pending amendment was deferred.

SB 65—A bill to be entitled An act relating to crime and criminal penalties; amending section 806.09, Florida Statutes, to prohibit certain acts which inhibit fighting of fires; repealing section 806.10, Florida Statutes, relating to preventing or obstructing extinguishment of fire, which is consolidated into section 806.09, Florida Statutes; providing an effective date.

Was read the second time by title. On motion by Senator Saylor, by two-thirds vote SB 65 was read the third time by title.

On motion by Senator Saylor, the rules were waived and the Senate immediately reconsidered the vote by which SB 65 was placed on third reading.

Senator Myers moved the following amendment:

On page 2, line 3, after the words "and shall" insert: , upon conviction thereof,

Further consideration of SB 65 with pending amendment was deferred.

Consideration of Senate Bills 123 and 306 was deferred, the bills retaining their places on the Calendar.

SB 242—A bill to be entitled An act relating to public food service establishments, amending subsection (2) (b) (5) of section 509.241, Florida Statutes, by eliminating the exemption for movie theatres which prepare and serve food; providing an effective date.

Was read the second time by title.

On motion by Senator Henderson the following amendment was adopted:

Lines 5, 6, 7, page 1, strike "amending subsection (2) (b) (5) of section 509.241, Florida Statutes, by eliminating"

Lines 14, 15 of page 1, strike "Subparagraph (5) of paragraph (b) of section (2)" and insert on line 5, page 1, amending subparagraph 5. of subsection (2) (b) of section 509.241, Florida Statutes, by providing an exception to

Insert on line 14, page 1: Subparagraph 5. of subsection (2) (b)

The Committee on Commerce offered the following amendment which was adopted on motion by Senator Karl:

On page 1, line 23, section 1, strike lines 23—30 and insert: (5) Theatres licensed under the provisions of ~~section 205.061, Chapter 205~~, or any other license or occupational tax law enacted in lieu thereof where the primary use is a theatre and patron service is limited to food items customarily served to the admittees of such theatres, *except where such food items contain meat products.*

On motion by Senator Henderson the following amendment was adopted:

In title, line 8, page 1, strike: "eliminating" and insert: providing an exception to

On motion by Senator Henderson, by two-thirds vote, SB 242 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—40 Nays—None

Mr. President	Ducker	Karl	Poston
Arnold	Gong	Knopke	Reuter
Barrow	Graham	Lane	Saunders
Beaufort	Gunter	Lewis (33rd)	Sayler
Bell	Haverfield	Lewis (43rd)	Stolzenburg
Boyd	Henderson	McClain	Ware
Brantley	Hollahan	Myers	Weber
Broxson	Horne	Ott	Weissenborn
Childers	Johnson (29th)	Plante	Williams
Daniel	Johnson (34th)	Pope	Wilson

By unanimous consent Senator Fincher was recorded as voting yea.

Consideration of SB 255 was deferred, the bill retaining its place on the Calendar.

SB 55—A bill to be entitled An act relating to crime and criminal penalties; amending sections 870.01(2), 870.02, and 870.06, Florida Statutes, to increase penalties for affrays and riots, unlawful assemblies, and unauthorized military organizations and to further define and restrict such organizations; providing an effective date.

Was read the second time by title.

The Committee on Judiciary—Criminal offered the following amendment which was adopted on motion by Senator Barrow:

On page 1, lines 20 and 21, section 1, re-insert the stricken portion to read: or by imprisonment not exceeding twelve months in the county jail,

The Committee on Judiciary—Criminal offered the following amendment which was adopted on motion by Senator Barrow:

On page 2, lines 13 and 14, section 3, strike the words "or para-military"

On motion by Senator Wilson the following amendment was adopted:

On page 2, line 24, section 3, strike "and upon conviction, be punished by a fine of not more than five thousand dollars (\$5,000) or by imprisonment in the state prison not exceeding five (5) years, or by both such fine and imprisonment."

On motion by Senator Daniel the Senate reconsidered the vote by which the foregoing amendment was adopted. Further consideration of SB 55 with pending amendment was deferred.

Senator Boyd moved that the Senate reconsider the vote by which SB 397 failed to pass on May 13.

SB 76 was taken up and on motion by Senator Henderson, by unanimous consent—

CS for HB 229—A bill to be entitled An act relating to the department of natural resources; making the import, sale, or release of certain exotic salt water species illegal without a permit; providing penalties; providing for issuance of permits, establishment of fees and disposition of such fees; providing an effective date.

—a similar measure, was substituted therefor and read the second time by title.

On motion by Senator Henderson, by two-thirds vote, CS for HB 229 was read the third time by title, passed and certified to the House. The vote was: Yeas—41 Nays—None

Mr. President	Daniel	Karl	Reuter
Arnold	Ducker	Knopke	Saunders
Barron	Gong	Lane	Sayler
Barrow	Graham	Lewis (33rd)	Stolzenburg
Beaufort	Gunter	Lewis (43rd)	Ware
Bell	Haverfield	McClain	Weber
Bishop	Henderson	Myers	Williams
Boyd	Hollahan	Ott	Wilson
Brantley	Horne	Plante	
Broxson	Johnson (29th)	Pope	
Childers	Johnson (34th)	Poston	

By unanimous consent Senator Fincher was recorded as voting yea.

SB 76 was laid on the table.

SB 203—A bill to be entitled An act relating to the department of insurance; amending section 624.0118(3), Florida Statutes; providing that the department may not withhold from public inspection any examination or investigation report for more than ninety (90) days; providing an effective date.

Was read the second time by title.

The Committee on Commerce offered the following amendment which was adopted on motion by Senator Karl:

In section 1, lines 22 and 23, page 1, on line 22, between the words "any" and "examination" add the word, final.

On line 23, following the word "or", add the word final.

On motion by Senator Karl, by two-thirds vote, SB 203 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—41 Nays—None

Mr. President	Ducker	Knopke	Saunders
Arnold	Gong	Lane	Sayler
Barron	Graham	Lewis (33rd)	Stolzenburg
Beaufort	Gunter	Lewis (43rd)	Ware
Bell	Haverfield	McClain	Weber
Bishop	Henderson	Myers	Weissenborn
Boyd	Hollahan	Ott	Williams
Brantley	Horne	Plante	Wilson
Broxson	Johnson (29th)	Pope	
Childers	Johnson (34th)	Poston	
Daniel	Karl	Reuter	

By unanimous consent Senator Fincher was recorded as voting yea.

SB 204—A bill to be entitled An act relating to insurance; amending section 628.411(4), Florida Statutes; deleting the pro-

vision that the department of insurance may extend the time for an insurance company to make good on impaired capital or assets under certain conditions; providing an effective date.

Was read the second time by title. On motion by Senator Karl, by two-thirds vote SB 204 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

Mr. President	Daniel	Johnson (34th)	Poston
Arnold	Ducker	Karl	Reuter
Barron	Fincher	Knopke	Saunders
Barrow	Gong	Lane	Saylor
Beaufort	Graham	Lewis (33rd)	Stolzenburg
Bell	Gunter	Lewis (43rd)	Ware
Bishop	Haverfield	McClain	Weber
Boyd	Henderson	Myers	Weissenborn
Brantley	Hollahan	Ott	Williams
Broxson	Horne	Plante	Wilson
Childers	Johnson (29th)	Pope	

SB 87 was taken up, together with:

By the Committee on Judiciary—Civil B—

CS for SB 87—A bill to be entitled An act relating to qualification and registration of electors; amending §97.091(2), Florida Statutes, to provide that an elector whose name changes because of marriage or other legal process may be permitted to vote in the precinct in which he is registered under his former name; providing the form of an affidavit such elector must execute before being permitted to vote; providing an effective date.

Which was read the first time by title and SB 87 was laid on the table.

On motions by Senator Saylor, by two-thirds vote, CS for SB 87 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote was: Yeas—42 Nays—None

Mr. President	Daniel	Johnson (34th)	Reuter
Arnold	Ducker	Karl	Saunders
Barron	Fincher	Knopke	Saylor
Barrow	Gong	Lane	Stolzenburg
Beaufort	Graham	Lewis (33rd)	Ware
Bell	Gunter	Lewis (43rd)	Weber
Bishop	Haverfield	McClain	Weissenborn
Boyd	Henderson	Myers	Williams
Brantley	Hollahan	Ott	Wilson
Broxson	Horne	Plante	
Childers	Johnson (29th)	Poston	

SB 257—A bill to be entitled An act relating to workmen's compensation, exclusiveness of liability; adding subsection (3) to §440.11, Florida Statutes, as amended by chapter 70-25, Laws of Florida; limiting immunity to employer or his insurance carrier; providing an effective date.

Was read the second time by title. On motion by Senator Ott, by two-thirds vote SB 257 was read the third time by title, passed and certified to the House. The vote was: Yeas—38 Nays—None

Mr. President	Ducker	Johnson (34th)	Poston
Barron	Fincher	Karl	Reuter
Barrow	Gong	Knopke	Saunders
Beaufort	Graham	Lane	Stolzenburg
Bell	Gunter	Lewis (33rd)	Ware
Bishop	Haverfield	Lewis (43rd)	Weissenborn
Boyd	Henderson	McClain	Williams
Brantley	Hollahan	Myers	Wilson
Broxson	Horne	Ott	
Childers	Johnson (29th)	Pope	

By unanimous consent Senator Daniel was recorded as voting yea.

Consideration of SB 296 was deferred, the bill retaining its place on the Calendar.

SB 70—A bill to be entitled An act relating to governmental boards and agencies of state, county and municipal governments; prohibiting abstention from voting by members of

such boards and agencies in matters requiring vote; providing an exception; providing an effective date.

Was read the second time by title.

The Committee on Governmental Efficiency offered the following amendment which was adopted on motion by Senator Daniel:

On page 1, line 24, section 1, strike period and insert: and in such cases said member shall comply with the disclosure requirements of Section 112.313, Florida Statutes.

On motion by Senator Daniel, by two-thirds vote, SB 70 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—41 Nays—None

Mr. President	Ducker	Karl	Saunders
Arnold	Fincher	Knopke	Saylor
Barrow	Gong	Lane	Stolzenburg
Beaufort	Graham	Lewis (33rd)	Ware
Bell	Gunter	Lewis (43rd)	Weber
Bishop	Haverfield	McClain	Weissenborn
Boyd	Henderson	Myers	Williams
Brantley	Hollahan	Ott	Wilson
Broxson	Horne	Plante	
Childers	Johnson (29th)	Poston	
Daniel	Johnson (34th)	Reuter	

SB 237—A bill to be entitled An act relating to electronic data processing services; amending sections 23.027(8) and 23.028, Florida Statutes, to require approval of the division of electronic data processing before the acquisition of data processing services by any state agency; authorizing the establishment of an "EDP Master Plan"; providing an effective date.

Was read the second time by title. On motion by Senator Daniel, by two-thirds vote SB 237 was read the third time by title, passed and certified to the House. The vote was: Yeas—39 Nays—None

Mr. President	Daniel	Johnson (29th)	Plante
Arnold	Ducker	Johnson (34th)	Poston
Barrow	Fincher	Karl	Reuter
Beaufort	Gong	Knopke	Saylor
Bell	Graham	Lane	Stolzenburg
Bishop	Gunter	Lewis (33rd)	Ware
Boyd	Haverfield	Lewis (43rd)	Weber
Brantley	Henderson	McClain	Weissenborn
Broxson	Hollahan	Myers	Wilson
Childers	Horne	Ott	

By unanimous consent Senator Williams was recorded as voting yea.

Consideration of SB 376 was deferred, the bill retaining its place on the Calendar.

SB 375 was taken up and on motion by Senator Karl—

HB 508—A bill to be entitled An act relating to garnishment and writs of garnishment; amending section 77.06, Florida Statutes, providing procedures for banks and other financial institutions authorized to accept deposits with respect to deposits and property where the deposit or ownership records of the institution reflect an ownership interest by any defendant named in the writ, whether solely or with another or others not named in the writ; providing for notice to other owners; providing procedures in cases of doubt by garnishee as to whether any indebtedness or property is required to be included in answer or retained; providing for garnishment in fiduciary or representative capacities; and providing an effective date.

—a companion measure was substituted therefor and read the second time by title.

On motion by Senator Karl the following amendment was adopted:

On page 3, line 10, section 2, strike Section 2 and insert: Section 2. This act shall take effect on July 1, 1971.

On motion by Senator Karl, by two-thirds vote, HB 508 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

Mr. President	Fincher	Karl	Reuter
Arnold	Gong	Knopke	Saunders
Barrow	Graham	Lane	Saylor
Beaufort	Gunter	Lewis (33rd)	Stolzenburg
Bell	Haverfield	Lewis (43rd)	Ware
Bishop	Henderson	McClain	Weissenborn
Boyd	Hollahan	Myers	Williams
Brantley	Horne	Ott	Wilson
Broxson	Johnson (29th)	Pope	
Ducker	Johnson (34th)	Poston	

Nays—1

Childers

By unanimous consent Senators Daniel and Plante were recorded as voting yea.

SB 375 was laid on the table.

SB 286—A bill to be entitled An act relating to construction contracts; providing that certain provisions in construction contracts which undertake to hold the promisee free from liability for his own negligence shall be void and unenforceable as against public policy; providing exceptions; providing an effective date.

Was read the second time by title. On motion by Senator Brantley, by two-thirds vote SB 286 was read the third time by title, passed and certified to the House. The vote was: Yeas—39 Nays—None

Mr. President	Daniel	Johnson (34th)	Reuter
Arnold	Ducker	Karl	Saunders
Barron	Gong	Knopke	Saylor
Beaufort	Graham	Lane	Stolzenburg
Bell	Gunter	Lewis (33rd)	Ware
Bishop	Haverfield	Lewis (43rd)	Weber
Boyd	Henderson	McClain	Weissenborn
Brantley	Hollahan	Plante	Williams
Broxson	Horne	Pope	Wilson
Childers	Johnson (29th)	Poston	

Consideration of Senate Bills 47, 49 and 53 was deferred, the bills retaining their places on the Calendar.

SB 318—A bill to be entitled An act relating to jurors and jury lists; amending sections 40.06 and 40.11, Florida Statutes, relating to transcription, preservation and certification of jury lists by permitting use of electronic data processing equipment; amending section 40.23, Florida Statutes, relating to summoning of petit jurors, by providing that such summoning be done by the jury commissioner in counties using data processing equipment; providing an effective date.

Was read the second time by title.

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Lewis (43rd):

In Section 1, line 2, page 2, strike: "tabulation"

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Lewis (43rd):

In Section 1, lines 28 and 30, page 1, strike: "tabulation"

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Lewis (43rd):

In Section 2, lines 5 and 20, page 3, strike: "tabulation"

On motion by Senator Bell, by two-thirds vote, SB 318 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—41 Nays—None

Mr. President	Fincher	Knopke	Saunders
Arnold	Gong	Lane	Saylor
Barrow	Graham	Lewis (33rd)	Stolzenburg
Beaufort	Gunter	Lewis (43rd)	Ware
Bell	Haverfield	McClain	Weber
Bishop	Henderson	Myers	Weissenborn
Boyd	Hollahan	Ott	Williams
Brantley	Horne	Plante	Wilson
Childers	Johnson (29th)	Pope	
Daniel	Johnson (34th)	Poston	
Ducker	Karl	Reuter	

Consideration of Senate Bills 256 and 210 was deferred, the bills retaining their places on the Calendar.

SB 115—A bill to be entitled An act relating to civil practice and procedure; amending Section 48.161(1), Florida Statutes, providing for the method of substituted service on non-residents; permitting service by mail on the public officer designated by law to receive service; providing an effective date.

Was read the second time by title. On motion by Senator McClain, by two-thirds vote SB 115 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

Mr. President	Daniel	Johnson (29th)	Plante
Arnold	Ducker	Johnson (34th)	Poston
Barron	Fincher	Karl	Reuter
Barrow	Gong	Knopke	Saunders
Beaufort	Graham	Lane	Saylor
Bell	Gunter	Lewis (33rd)	Stolzenburg
Bishop	Haverfield	Lewis (43rd)	Ware
Boyd	Henderson	McClain	Weber
Brantley	Hollahan	Myers	Weissenborn
Childers	Horne	Ott	Wilson

By unanimous consent Senator Williams was recorded as voting yea.

Consideration of SB 148, SJR 298 and SB 302 was deferred, the bills retaining their places on the Calendar.

SB 125—A bill to be entitled An act relating to the military code; amending section 250.28, Florida Statutes, to provide that the lieutenant governor may call out the national guard in an emergency if the governor is unavailable; amending section 250.31, Florida Statutes, providing a procedure for defending any action brought against an individual in his capacity as a member of the state militia; amending section 250.32, Florida Statutes, to provide for the establishment of martial law, curfew, or the disbanding of large gatherings; amending section 250.51, Florida Statutes, increasing penalties for insult to troops; repealing section 250.15, Florida Statutes, which allows honorary membership in the Florida national guard and grants exemption from jury duty; providing an effective date.

Was read the second time by title.

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Lewis (43rd):

In Section 3, lines 12 and 13, page 3, strike: all of line 12 and all of line 13 and insert: sales; *disbanding large gatherings.*—

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Lewis (43rd):

In Section 3, lines 4-23, page 4, strike: all of line 4 through and including line 23 and insert: (2) *The commanding officer shall order the disbanding of any large group in an area where troops are on duty if, in the judgment of such officer, the gathering is, or could be, inimical to the safety of the general public or to the safety of public or private property.*

The Committee on Judiciary—Civil A offered the following amendment which was moved by Senator Lewis (43rd) and failed:

In Section 6, lines 17 and 18, page 5, strike: all of section 6 and insert: Section 6. Sections 1, 2, 3, and 5 of this

act shall take effect upon its becoming law. Section 4 shall take effect September 1, 1971.

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Lewis (43rd):

In title, lines 15—24, page 1, strike all of line 15 through and including line 24 and insert: vide for the disbanding of large gatherings; amending section 250.51, Florida Statutes, increasing penalties for insult to troops; repealing section 250.15, Florida Statutes, which allows honorary membership in the Florida national guard and grants exemption from jury duty; providing effective dates.

On motion by Senator Saylor, by two-thirds vote, SB 125 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—40 Nays—None

Mr. President	Daniel	Johnson (29th)	Plante
Arnold	Ducker	Johnson (34th)	Poston
Barrow	Fincher	Karl	Reuter
Beaufort	Gong	Knopke	Saunders
Bell	Graham	Lane	Saylor
Bishop	Gunter	Lewis (33rd)	Stolzenburg
Boyd	Haverfield	Lewis (43rd)	Ware
Brantley	Henderson	McClain	Weber
Broxson	Hollahan	Myers	Weissenborn
Childers	Horne	Ott	Wilson

By unanimous consent Senator Williams was recorded as voting yea.

SB 72—A bill to be entitled An act relating to the powers and duties of public officers; amending section 116.111(1)(a), Florida Statutes, relating to restrictions on employment of relatives; deleting institutions under the division of universities, district school boards and junior college districts as exceptions from the definition of "agency"; providing an effective date.

Was read the second time by title.

Senator Bishop moved the following amendment:

On page 1, line 11, strike "providing" and insert: providing that persons employed on the effective date of this act shall not be affected; providing

Consideration of SB 72 with pending amendment was deferred.

Consideration of SB 278 was deferred, the bill retaining its place on the Calendar.

SB 189 was taken up, together with:

By the Committee on Commerce—

CS for SB 189—A bill to be entitled An act relating to home solicitation sales; amending §501.021(1), Florida Statutes; and repealing §501.021(2), Florida Statutes; providing an effective date.

Which was read the first time by title and SB 189 was laid on the table.

On motion by Senator Karl, by two-thirds vote, CS for SB 189 was read the second time by title.

Pending further consideration of CS for SB 189, on motion by Senator Karl—

CS for HB 69—A bill to be entitled An act relating to home solicitation sales; amending §501.021(1), Florida Statutes; and repealing §501.021(2), Florida Statutes; providing an effective date.

—a companion measure was substituted therefor and read the second time by title. On motion by Senator Karl, by two-thirds vote, CS for HB 69 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

Mr. President	de la Parte	Johnson (29th)	Plante
Arnold	Ducker	Johnson (34th)	Poston
Barrow	Fincher	Karl	Reuter
Beaufort	Gong	Knopke	Saunders
Bell	Graham	Lane	Saylor
Bishop	Gunter	Lewis (33rd)	Stolzenburg
Brantley	Haverfield	Lewis (43rd)	Ware
Broxson	Henderson	McClain	Weber
Childers	Hollahan	Myers	Weissenborn
Daniel	Horne	Ott	Wilson

By unanimous consent Senator Williams was recorded as voting yea.

CS for SB 189 was laid on the table.

On motion by Senator Graham, by two-thirds vote, HB 440 was withdrawn from the Committee on Ways and Means and placed on the Calendar.

SB 330 was taken up and on motion by Senator Graham, by unanimous consent—

HB 440—A bill to be entitled An act relating to textbook allocation; amending section 233.33, Florida Statutes, to provide that up to twenty-five percent (25%) of the textbook allocation may be used for instructional materials not on the adopted list; providing an effective date.

—was substituted therefor and read the second time by title.

The Committee on Public Schools offered the following amendment which was adopted on motion by Senator Broxson:

On page 1, line 25, section 1, strike the words: "twenty-five percent (25%)" and insert: ten percent (10%)

The Committee on Public Schools offered the following amendment which was adopted on motion by Senator Broxson:

On page 1, lines 6 and 7, in title, strike after the words "up to": "twenty-five percent (25%)" and insert: ten percent (10%)

On motion by Senator Graham, by two-thirds vote, HB 440 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—35

Mr. President	Fincher	Johnson (34th)	Poston
Arnold	Gong	Karl	Reuter
Barron	Graham	Knopke	Saunders
Barrow	Gunter	Lewis (33rd)	Saylor
Beaufort	Haverfield	Lewis (43rd)	Stolzenburg
Boyd	Henderson	McClain	Weissenborn
Broxson	Hollahan	Myers	Williams
Childers	Horne	Ott	Wilson
Daniel	Johnson (29th)	Plante	

Nays—6

Bell	Brantley	Lane	Ware
Bishop	Ducker		

SB 330 was laid on the table.

SB 409—A bill to be entitled An act relating to certification of public school teachers; repealing paragraph (e) of subsection (1) of §231.17, Florida Statutes, which requires a recommendation from the institution of higher learning from which the applicant was graduated for certification; providing an effective date.

Was read the second time by title. On motion by Senator Ducker, by two-thirds vote SB 409 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

Mr. President	Bishop	Ducker	Henderson
Arnold	Boyd	Fincher	Horne
Barron	Brantley	Gong	Johnson (29th)
Barrow	Broxson	Graham	Johnson (34th)
Beaufort	Childers	Gunter	Karl
Bell	Daniel	Haverfield	Knopke

Lane	Myers	Reuter	Ware
Lewis (33rd)	Ott	Saunders	Weber
Lewis (43rd)	Plante	Saylor	Weissenborn
McClain	Poston	Stolzenburg	Williams

Consideration of SB 332 was deferred, the bill retaining its place on the Calendar.

SB 354—A bill to be entitled An act relating to gasoline credit cards; creating §817.621, Florida Statutes, specifying conditions for charges made by use of gasoline credit cards; providing an effective date.

Was read the second time by title. On motion by Senator Ducker, by two-thirds vote SB 354 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

Mr. President	Daniel	Johnson (34th)	Poston
Arnold	Ducker	Karl	Reuter
Barron	Fincher	Knopke	Saunders
Beaufort	Gong	Lane	Saylor
Bell	Graham	Lewis (33rd)	Stolzenburg
Bishop	Gunter	Lewis (43rd)	Ware
Boyd	Haverfield	McClain	Weber
Brantley	Henderson	Myers	Weissenborn
Broxson	Horne	Ott	Williams
Childers	Johnson (29th)	Plante	Wilson

SB 101—A bill to be entitled An act relating to municipalities; requiring an annual postaudit of the accounts and financial records thereof by an independent certified public accountant; providing the auditor with authority to examine all necessary records; providing for reports and explanations of irregularities; providing penalties; providing an effective date.

Was read the second time by title.

The Committee on Governmental Efficiency offered the following amendment which was adopted on motion by Senator Daniel:

In Section 1, line 16, page 1, following the word "Municipalities" insert the following: , for the purposes of this act,

The Committee on Governmental Efficiency offered the following amendment which was adopted on motion by Senator Daniel:

In Section 1, line 18, page 1, strike (.) and insert: whose total annual budgets, from all sources, equal \$50,000 or more.

On motion by Senator Stolzenburg, by two-thirds vote, SB 101 as amended was read the third time by title.

On motion by Senator Daniel the following amendment was adopted:

On page 1, line 11, title, following "irregularities" insert: defining municipalities for purposes of this act;

On motion by Senator Stolzenburg, SB 101 as further amended was read by title, passed and ordered engrossed.

The vote was:

Yeas—33

Arnold	Gong	Knopke	Reuter
Barrow	Graham	Lane	Stolzenburg
Beaufort	Haverfield	Lewis (33rd)	Ware
Bell	Henderson	Lewis (43rd)	Weber
Boyd	Hollahan	McClain	Weissenborn
Brantley	Horne	Myers	Williams
Daniel	Johnson (29th)	Plante	
Ducker	Johnson (34th)	Pope	
Fincher	Karl	Poston	

Nays—5

Mr. President	Broxson	Childers	Wilson
Bishop			

EXPLANATION OF VOTE

I voted against SB 101 solely because of the requirement that the audit be made by a certified public accountant, which requirement will place too great a burden upon small municipalities.

Harold Wilson, 20th District

SB 107 was taken up and on motion by Senator Karl—

HB 428—A bill to be entitled An act relating to franchises and distributorships; making certain acts unlawful when selling or establishing a franchise or distributorship, and providing a civil remedy for persons harmed through a violation of this act; authorizing injunctive relief; providing an effective date.

—a companion measure was substituted therefor and read the second time by title. On motion by Senator Karl, by two-thirds vote, HB 428 was read the third time by title, passed and certified to the House. The vote was: Yeas—41 Nays—None

Mr. President	de la Parte	Johnson (34th)	Saunders
Arnold	Ducker	Karl	Saylor
Barron	Fincher	Lane	Stolzenburg
Beaufort	Gong	Lewis (33rd)	Ware
Bell	Graham	Lewis (43rd)	Weber
Bishop	Gunter	McClain	Weissenborn
Boyd	Haverfield	Myers	Williams
Brantley	Henderson	Ott	Wilson
Broxson	Hollahan	Plante	
Childers	Horne	Poston	
Daniel	Johnson (29th)	Reuter	

SB 107 was laid on the table.

SB 364—A bill to be entitled An act relating to death benefits; providing for payment of proceeds of life, health, accident, endowment, and annuity insurance policies, proceeds of an employees' trust, or other death benefits, to a trustee named in a revocable or irrevocable trust or to a trustee named in a will; providing for disposition of proceeds to an executor or administrator where there is no trustee to receive proceeds; providing that proceeds payable to trustee shall not be part of decedent's estate and may be commingled with other trust assets; providing that such act does not affect validity of trusts established before the effective date of this act; providing an effective date.

Was read the second time by title. On motion by Senator McClain, by two-thirds vote SB 364 was read the third time by title, passed and certified to the House. The vote was:

Yeas—39

Mr. President	Daniel	Johnson (29th)	Poston
Arnold	Ducker	Johnson (34th)	Reuter
Barron	Fincher	Karl	Saunders
Barrow	Gong	Knopke	Saylor
Beaufort	Graham	Lewis (33rd)	Stolzenburg
Bishop	Gunter	Lewis (43rd)	Ware
Boyd	Haverfield	McClain	Weber
Brantley	Henderson	Myers	Weissenborn
Broxson	Hollahan	Ott	Williams
Childers	Horne	Pope	

Nays—2

Plante	Wilson
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SB 366—A bill to be entitled An act relating to the validity of inter vivos trust instruments and those trust accounts including, but not limited to, bank accounts, share accounts, deposits, certificates of deposit, savings certificates, and other similar arrangements; amending chapter 689, Florida Statutes, by amending subsections (1)(g) and (2) of section 689.075; providing that trusts as to which grantor is sole trustee are not invalid if valid under laws of jurisdiction in which executed at time of execution or if executed with the formalities for the execution of wills required in such jurisdiction; providing that no provisions of section 689.075, Florida Statutes, shall effect validity of those trust accounts including, but not limited to, bank accounts, share accounts, deposits, certificates of deposit, savings certificates, and other similar arrangements; providing an effective date.

Was taken up, having been read the second time on April 22. On motion by Senator McClain, SB 366 was read the third time by title, passed and certified to the House. The vote was:

Yeas—39

Mr. President	Fincher	Karl	Poston
Arnold	Gong	Knopke	Reuter
Barron	Graham	Lane	Saunders
Beaufort	Gunter	Lewis (33rd)	Sayler
Bell	Haverfield	Lewis (43rd)	Stolzenburg
Boyd	Henderson	McClain	Ware
Broxson	Hollahan	Myers	Weber
Childers	Horne	Ott	Weissenborn
Daniel	Johnson (29th)	Plante	Williams
Ducker	Johnson (34th)	Pope	

Nays—2

Bishop Wilson

On motion by Senator Bell, the rules were waived and the Senate immediately reconsidered the vote by which SB 318 as amended passed this day.

Pending further consideration of SB 318, as amended, on motion by Senator Bell, by two-thirds vote, HB 232 was withdrawn from the Committee on Judiciary—Civil A and placed on the Calendar. On motion by Senator Bell—

HB 232—A bill to be entitled An act relating to jurors and jury lists; amending sections 40.06 and 40.11, Florida Statutes, relating to transcription, preservation and certification of jury lists by permitting use of electronic data processing equipment; amending section 40.23, Florida Statutes, relating to summoning of petit jurors, by providing that such summoning be done by the jury commissioner in counties using data processing equipment; providing an effective date.

—a companion measure to SB 318 as amended, was substituted therefor and read the second time by title. On motion by Senator Bell, by two-thirds vote, HB 232 was read the third time by title, passed and certified to the House. The vote was: Yeas—41 Nays—None

Mr. President	Fincher	Knopke	Saunders
Arnold	Gong	Lane	Sayler
Barrow	Graham	Lewis (33rd)	Stolzenburg
Beaufort	Gunter	Lewis (43rd)	Ware
Bell	Haverfield	McClain	Weber
Bishop	Henderson	Myers	Weissenborn
Boyd	Hollahan	Ott	Williams
Brantley	Horne	Plante	Wilson
Childers	Johnson (29th)	Pope	
Daniel	Johnson (34th)	Poston	
Ducker	Karl	Reuter	

SB 318 was laid on the table.

Consideration of SB 422 was deferred, the bill retaining its place on the Calendar.

SB 337—A bill to be entitled An act relating to salt water fisheries and conservation; amending section 370.11(2), Florida Statutes, to provide a maximum length for redfish; providing an effective date.

Was read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was moved by Senator Bishop:

On page 1, lines 28 and 29, section 1, strike "twenty-four (24) inches" and insert: thirty (30) inches

Further consideration of SB 337 with pending amendment was deferred.

Consideration of SB 290 was deferred, the bill retaining its place on the Calendar.

SB 64 was taken up, together with:

By the Committee on Judiciary—Criminal—

CS for SB 64—A bill to be entitled An act relating to crime and criminal penalties; amending sections 843.01 and 843.06, Florida Statutes, relating to resisting or refusing to aid peace officers, to redefine officers and peace officers; increasing penalties; providing an effective date.

Which was read the first time by title and SB 64 was laid on the table.

On motions by Senator Sayler, by two-thirds vote, CS for SB 64 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote was: Yeas—39 Nays—None

Mr. President	Daniel	Johnson (29th)	Poston
Arnold	Ducker	Johnson (34th)	Reuter
Barron	Fincher	Karl	Saunders
Barrow	Gong	Knopke	Sayler
Beaufort	Graham	Lane	Stolzenburg
Bell	Gunter	Lewis (33rd)	Ware
Bishop	Haverfield	Lewis (43rd)	Weber
Boyd	Henderson	McClain	Williams
Broxson	Hollahan	Myers	Wilson
Childers	Horne	Plante	

Consideration of Senate Bills 413 and 274 was deferred, the bills retaining their places on the Calendar.

SB 386—A bill to be entitled An act relating to the Florida highway patrol, disability pensions; amending section 321.20(2), Florida Statutes, to provide an alternate method of determining total disability pensions; providing an effective date.

Was read the second time by title.

On motion by Senator Arnold the following amendment was adopted:

On page 2, lines 12 and 13, strike all after Section 2 and insert: Members in the nation's armed services, who return to service with the Florida highway patrol should be given full service credit for such time; providing that a contribution be made not to exceed five (5) years into the highway patrol pension trust fund in an amount equal to that which would have been contributed had such person remained in the service of the patrol.

Section 3. This act shall take effect September 1, 1971.

On motion by Senator Arnold, by two-thirds vote, SB 386 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—34

Arnold	Childers	Johnson (29th)	Sayler
Barron	Daniel	Knopke	Stolzenburg
Barrow	Ducker	Lewis (33rd)	Ware
Beaufort	Fincher	Lewis (43rd)	Weber
Bell	Gong	McClain	Weissenborn
Bishop	Graham	Myers	Williams
Boyd	Haverfield	Plante	Wilson
Brantley	Hollahan	Poston	
Broxson	Horne	Reuter	

Nays—1

Mr. President

By unanimous consent Senator Gunter was recorded as voting yea.

SB 508—A bill to be entitled An act relating to savings associations; amending section 665.361, Florida Statutes; specifying or describing investments which may be made by savings associations which must not exceed twenty-five percent (25%) of total assets; specifying or describing investments which may be made by savings associations which may not exceed one percent (1%) of total assets; providing for minimum investment quality of described or specified permissible investments; prohibiting investment in any amount when named or described securities or obligations are in default as to principal or interest, and when not rated in one (1) of the four (4) highest

investment grades, or when not supported by a credit rating file maintained by the investing association; providing an effective date.

Was read the second time by title. On motion by Senator Barrow, by two-thirds vote SB 508 was read the third time by title, passed and certified to the House. The vote was: Yeas—36 Nays—None

Mr. President	Broxson	Johnson (29th)	Pope
Arnold	Childers	Johnson (34th)	Poston
Barron	Ducker	Karl	Saunders
Barrow	Gong	Knopke	Stolzenburg
Beaufort	Graham	Lane	Ware
Bell	Haverfield	Lewis (43rd)	Weber
Bishop	Henderson	McClain	Weissenborn
Boyd	Hollahan	Myers	Williams
Brantley	Horne	Plante	Wilson

By unanimous consent Senators Gunter, Reuter, Daniel and Lewis (33rd) were recorded as voting yea.

SB 509—A bill to be entitled An act relating to savings associations; amending section 665.091(5), F. S., to specify the minimum number of members required to be present to constitute a quorum for transacting business at any meeting of members; providing an effective date.

Was read the second time by title. On motion by Senator Barrow, by two-thirds vote SB 509 was read the third time by title, passed and certified to the House. The vote was: Yeas—38 Nays—None

Mr. President	Fincher	Lane	Saunders
Arnold	Gong	Lewis (33rd)	Sayler
Barron	Graham	Lewis (43rd)	Stolzenburg
Beaufort	Haverfield	McClain	Ware
Bell	Henderson	Myers	Weber
Bishop	Hollahan	Ott	Weissenborn
Brantley	Horne	Plante	Williams
Broxson	Johnson (34th)	Pope	Wilson
Childers	Karl	Poston	
Ducker	Knopke	Reuter	

By unanimous consent Senators Gunter, Daniel, Boyd and Johnson (29th) were recorded as voting yea.

Consideration of SB 511 was deferred, the bill retaining its place on the Calendar.

SB 512—A bill to be entitled An act relating to savings associations; amending section 665.214(5), F. S.; authorizing savings associations to sell loans with recourse; providing an effective date.

Was read the second time by title. On motion by Senator Barrow, by two-thirds vote SB 512 was read the third time by title, passed and certified to the House. The vote was:

Yeas—39

Mr. President	Ducker	Karl	Reuter
Arnold	Fincher	Knopke	Saunders
Barron	Gong	Lane	Sayler
Beaufort	Graham	Lewis (33rd)	Stolzenburg
Bell	Haverfield	Lewis (43rd)	Ware
Bishop	Henderson	McClain	Weber
Boyd	Hollahan	Myers	Weissenborn
Brantley	Horne	Ott	Williams
Broxson	Johnson (29th)	Plante	Wilson
Childers	Johnson (34th)	Poston	

Nays—1

Pope

By unanimous consent Senators Gunter and Daniel were recorded as voting yea.

SB 513—A bill to be entitled An act relating to savings associations; amending section 665.381(2)(d), F. S.; rephrasing said subsection to establish clearly that at least sixty percent (60%) of assets, other than liquid assets, must be invested in "particular" types of loans; providing an effective date.

Was read the second time by title. On motion by Senator Barrow, by two-thirds vote SB 513 was read the third time by

title, passed and certified to the House. The vote was: Yeas—38 Nays—None.

Mr. President	Childers	Knopke	Reuter
Arnold	Ducker	Lane	Sayler
Barron	Gong	Lewis (33rd)	Stolzenburg
Barrow	Graham	Lewis (43rd)	Ware
Beaufort	Haverfield	McClain	Weber
Bell	Henderson	Myers	Weissenborn
Bishop	Hollahan	Ott	Williams
Boyd	Johnson (29th)	Plante	Wilson
Brantley	Johnson (34th)	Pope	
Broxson	Karl	Poston	

By unanimous consent Senators Gunter and Daniel were recorded as voting yea.

SB 578—A bill to be entitled An act relating to banks and trust companies; amending section 659.16(1), Florida Statutes; establishing that the par value of eligible securities which are owned by the bank free of pledge and encumbrance and that portion of the par value of eligible securities which is in excess of the deposits to which pledged may be utilized in meeting reserve requirements; providing an effective date.

Was read the second time by title. On motion by Senator Karl, by two-thirds vote SB 578 was read the third time by title, passed and certified to the House. The vote was:

Yeas—35

Arnold	Fincher	Karl	Pope
Barron	Gong	Knopke	Saunders
Beaufort	Graham	Lane	Sayler
Bell	Haverfield	Lewis (33rd)	Stolzenburg
Boyd	Henderson	Lewis (43rd)	Ware
Brantley	Hollahan	McClain	Weber
Broxson	Horne	Myers	Weissenborn
Childers	Johnson (29th)	Ott	Williams
Ducker	Johnson (34th)	Plante	

Nays—3

Bishop Reuter Wilson

By unanimous consent Senators Gunter, Daniel and Poston were recorded as voting yea.

I recuse from voting on SB 578 pursuant to Rule 1.20 of the Senate.

Jerry Thomas, 35th District

SB 579—A bill to be entitled An act relating to industrial savings banks; amending chapter 656, Florida Statutes, by adding section 656.211, Florida Statutes; establishing that records of the banking department are confidential and that all reports of examination and investigation are the property of the banking department; providing an effective date.

Was read the second time by title. On motion by Senator Karl, by two-thirds vote SB 579 was read the third time by title, passed and certified to the House. The vote was:

Yeas—37

Mr. President	Fincher	Lane	Sayler
Arnold	Gong	Lewis (33rd)	Stolzenburg
Barron	Graham	Lewis (43rd)	Ware
Beaufort	Haverfield	McClain	Weber
Bishop	Henderson	Myers	Weissenborn
Boyd	Horne	Ott	Williams
Brantley	Johnson (29th)	Plante	Wilson
Broxson	Johnson (34th)	Poston	
Childers	Karl	Reuter	
Ducker	Knopke	Saunders	

Nays—1

Bell

By unanimous consent Senators Daniel and Gunter were recorded as voting yea.

SB 580—A bill to be entitled An act relating to industrial savings banks; amending section 656.121(2), F. S., to permit directors' qualifying shares to be subject to encumbrances or options; providing an effective date.

Was read the second time by title. On motion by Senator Karl, by two-thirds vote SB 580 was read the third time by title, passed and certified to the House. The vote was: Yeas—37 Nays—None

Mr. President	Ducker	Karl	Sayler
Arnold	Fincher	Knopke	Stolzenburg
Barron	Gong	Lane	Ware
Beaufort	Graham	Lewis (43rd)	Weber
Bell	Haverfield	McClain	Weissenborn
Bishop	Henderson	Myers	Williams
Boyd	Hollahan	Ott	Wilson
Brantley	Horne	Poston	
Childers	Johnson (29th)	Reuter	
Daniel	Johnson (34th)	Saunders	

By unanimous consent Senators Gunter, Lewis (33rd) and Plante were recorded as voting yea.

Consideration of SB 581 was deferred, the bill retaining its place on the Calendar.

SB 582—A bill to be entitled An act relating to banks and trust companies; amending section 659.20(5)(c), Florida Statutes; increasing the percent of unimpaired capital and surplus that may be invested in small business investment companies; providing an effective date.

Was read the second time by title. On motion by Senator Henderson, by two-thirds vote SB 582 was read the third time by title, passed and certified to the House. The vote was:

Yeas—37

Mr. President	Ducker	Knopke	Saunders
Arnold	Fincher	Lane	Sayler
Barrow	Gong	Lewis (33rd)	Stolzenburg
Beaufort	Graham	Lewis (43rd)	Ware
Bell	Haverfield	McClain	Weber
Boyd	Henderson	Myers	Weissenborn
Brantley	Hollahan	Ott	Williams
Broxson	Horne	Plante	
Childers	Johnson (29th)	Poston	
Daniel	Johnson (34th)	Reuter	

Nays—2

Bishop Wilson

By unanimous consent Senator Gunter was recorded as voting yea.

SB 583—A bill to be entitled An act relating to banks and trust companies; amending section 659.11(2), Florida Statutes; authorizing directors' qualifying shares to be encumbered and optioned; providing an effective date.

Was read the second time by title. On motion by Senator Henderson, by two-thirds vote SB 583 was read the third time by title, passed and certified to the House. The vote was: Yeas—38 Nays—None

Mr. President	Ducker	Karl	Saunders
Arnold	Fincher	Knopke	Sayler
Barron	Gong	Lane	Stolzenburg
Barrow	Graham	Lewis (33rd)	Ware
Beaufort	Haverfield	Lewis (43rd)	Weber
Bell	Henderson	McClain	Weissenborn
Bishop	Hollahan	Myers	Williams
Boyd	Horne	Ott	Wilson
Brantley	Johnson (29th)	Plante	
Childers	Johnson (34th)	Reuter	

By unanimous consent Senators Daniel and Gunter were recorded as voting yea.

Consideration of SB 584 was deferred, the bill retaining its place on the Calendar.

SB 585—A bill to be entitled An act relating to banks and trust companies; amending section 658.10(1), Florida Statutes;

establishing that records of the banking department are confidential and that all reports of examination and investigation are the property of the banking department; prohibiting banks, their officers, directors, officials or employees from making any part of report public except pursuant to court order; providing an effective date.

Was read the second time by title. On motion by Senator Henderson, by two-thirds vote SB 585 was read the third time by title, passed and certified to the House. The vote was:

Yeas—37

Mr. President	Gong	Lane	Sayler
Arnold	Graham	Lewis (33rd)	Stolzenburg
Barron	Haverfield	Lewis (43rd)	Ware
Beaufort	Henderson	McClain	Weber
Bishop	Hollahan	Myers	Weissenborn
Boyd	Horne	Ott	Williams
Brantley	Johnson (29th)	Plante	Wilson
Broxson	Johnson (34th)	Poston	
Childers	Karl	Reuter	
Ducker	Knopke	Saunders	

Nays—1

Bell

By unanimous consent Senators Daniel and Gunter were recorded as voting yea.

Consideration of SB 586 was deferred, the bill retaining its place on the Calendar.

SB 484 was taken up and on motion by Senator Haverfield—

HB 447—A bill to be entitled An act relating to seized, abandoned, wrecked or derelict property; amending chapter 705, Florida statutes, by adding sections 705.17 and 705.18 thereto to except items lost or abandoned on any campus in the state university system and to provide for the disposal of and the use of the proceeds from the sale of such items; providing an effective date.

—a companion measure, was substituted therefor and read the second time by title. On motion by Senator Haverfield, by two-thirds vote, HB 447 was read the third time by title, passed and certified to the House. The vote was: Yeas—37 Nays—None

Mr. President	Daniel	Knopke	Sayler
Arnold	Ducker	Lane	Stolzenburg
Barrow	Fincher	Lewis (33rd)	Ware
Beaufort	Gong	Lewis (43rd)	Weber
Bell	Graham	McClain	Weissenborn
Bishop	Haverfield	Myers	Williams
Boyd	Henderson	Ott	Wilson
Brantley	Hollahan	Plante	
Broxson	Johnson (29th)	Poston	
Childers	Johnson (34th)	Reuter	

By unanimous consent Senator Gunter was recorded as voting yea.

SB 484 was laid on the table.

SB 79—A bill to be entitled An act relating to the registration of motorboats; amending section 371.051(2), Florida Statutes, providing that the annual registration period for boats shall correspond to the annual registration period for motor vehicles; providing an effective date.

Was read the second time by title.

The Committee on Governmental Efficiency offered the following amendment which was adopted on motion by Senator Sayler:

In Section 2, lines 12 and 13, page 2, strike: "July 1, 1971" and insert: January 1, 1972

On motion by Senator Sayler, by two-thirds vote, SB 79 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—36 Nays—None

Mr. President	Childers	Johnson (34th)	Poston
Arnold	Ducker	Knopke	Reuter
Barrow	Fincher	Lane	Saunders
Beaufort	Gong	Lewis (33rd)	Sayler
Bell	Graham	Lewis (43rd)	Stolzenburg
Bishop	Haverfield	McClain	Ware
Boyd	Henderson	Myers	Weber
Brantley	Horne	Ott	Weissenborn
Broxson	Johnson (29th)	Plante	Williams

By unanimous consent Senators Gunter and Daniel were recorded as voting yea.

SB 411—A bill to be entitled An act relating to traffic regulation; amending §§317.121(1) and 317.131(1), Florida Statutes, which relate to the apparent extent of damage for which a motor vehicle accident report is required to increase the amount thereof from fifty dollars (\$50) to one hundred fifty dollars (\$150); providing an effective date.

Was read the second time by title.

The Committee on Transportation offered the following amendment which was adopted on motion by Senator Poston:

On page 2, line 8, section 3, strike entire section, and insert: Section 3. Paragraph (b) of subsection (1) of section 322.27, Florida Statutes, is amended to read:

322.27 Authority of department to suspend or revoke license.—

(1) The department is hereby authorized to suspend the license of an operator or chauffeur without preliminary hearing upon a showing of its records or other sufficient evidence that the licensee:

(b) Has been convicted of a violation of a traffic law which resulted in an accident that caused the death or personal injury of another or property damage in excess of *one hundred dollars (\$100); fifty dollars; or,*

Section 4. Paragraph (a) of subsection (2) of section 324.051, Florida Statutes, is amended to read:

324.051 Reports of accidents; suspensions of licenses and registrations.—

(2)(a) Thirty days after receipt of notice of any accident involving a motor vehicle within this state which has resulted in bodily injury or death to any person, or total damage of one hundred dollars (\$100) ~~fifty dollars~~ or more to property, the department shall suspend the licenses of the operators and all registrations of the owners of the vehicles involved in such accident and in case of a nonresident owner or operator, shall suspend such nonresident's operating privilege in this state, unless such operator or owner shall prior to the expiration of such thirty days be found by the department to be exempt from the operation of this chapter, based upon evidence in its files satisfactory to the department that:

Section 5. This act shall take effect July 1, 1971.

The Committee on Transportation offered the following amendment which was adopted on motion by Senator Poston:

On page 1, line 5, title, strike "and" and insert: , 322.27(1) (b) and 324.051(2)(a),

The Committee on Transportation offered the following amendment which was adopted on motion by Senator Poston:

On page 1, lines 10 and 11, title, strike "one hundred fifty dollars (\$150)" and insert: one hundred dollars (\$100)

The Committee on Transportation offered the following amendment which was adopted on motion by Senator Poston:

On page 1, lines 18 and 19, section 1, strike "one hundred fifty dollars (\$150)" and insert: one hundred dollars (\$100)

The Committee on Transportation offered the following amendment which was adopted on motion by Senator Poston:

On page 2, line 2, section 2, strike "one hundred fifty dollars (\$150)" and insert: one hundred dollars (\$100)

The Committee on Transportation offered the following amendment which was adopted on motion by Senator Poston:

On page 1, line 4, title, insert: , drivers' licenses, and financial responsibility;

On motion by Senator Knopke, by two-thirds vote, SB 411 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—40 Nays—None

Mr. President	Daniel	Johnson (29th)	Poston
Arnold	Ducker	Johnson (34th)	Reuter
Barrow	Fincher	Knopke	Saunders
Beaufort	Gong	Lane	Sayler
Bell	Graham	Lewis (33rd)	Stolzenburg
Bishop	Gunter	Lewis (43rd)	Ware
Boyd	Haverfield	Myers	Weber
Brantley	Henderson	Ott	Weissenborn
Broxson	Hollahan	Plante	Williams
Childers	Horne	Pope	Wilson

By unanimous consent Senator McClain was recorded as voting yea.

Consideration of Senate Bills 355 and 443 was deferred, the bills retaining their places on the Calendar.

SB 458—A bill to be entitled An act relating to jury duty; repealing §466.21, Florida Statutes, which provides jury duty exemption to dentists; repealing §470.27, Florida Statutes, which provides jury duty exemption to licensed funeral directors and licensed embalmers; providing an effective date.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote SB 458 was read the third time by title, passed and certified to the House. The vote was: Yeas—41 Nays—None

Mr. President	Ducker	Knopke	Saunders
Arnold	Fincher	Lane	Sayler
Barrow	Gong	Lewis (33rd)	Stolzenburg
Beaufort	Graham	Lewis (43rd)	Ware
Bell	Gunter	McClain	Weber
Bishop	Haverfield	Myers	Weissenborn
Boyd	Henderson	Ott	Williams
Brantley	Hollahan	Plante	Wilson
Broxson	Horne	Pope	
Childers	Johnson (29th)	Poston	
Daniel	Johnson (34th)	Reuter	

SB 5 was taken up, together with:

By the Committee on Judiciary—Criminal—

CS for SB 5—A bill to be entitled An act relating to disclosure of testimony of witnesses before the grand jury; amending section 905.27, Florida Statutes, to prohibit any person from disclosing such testimony; and providing an effective date.

Which was read the first time by title and SB 5 was laid on the table.

Pending further consideration of CS for SB 5, on motion by Senator Poston by unanimous consent—

CS for HB 80—A bill to be entitled An act relating to grand juries; amending section 905.27, Florida Statutes; prohibiting any person from disclosing testimony given before a grand jury; providing exceptions; authorizing certain communications between attorney and client; making violation a misdemeanor as well as contempt of court; providing an effective date.

—a similar measure to CS for SB 5 was substituted therefor and read the second time by title. On motion by Senator Poston, by two-thirds vote, CS for HB 80 was read the third time by title, passed and certified to the House. The vote was: Yeas—39 Nays—None

Mr. President	Boyd	Graham	Johnson (34th)
Arnold	Brantley	Gunter	Knopke
Barron	Broxson	Haverfield	Lane
Barrow	Childers	Henderson	Lewis (33rd)
Beaufort	Daniel	Hollahan	Lewis (43rd)
Bell	Ducker	Horne	McClain
Bishop	Fincher	Johnson (29th)	Myers

Ott
Plante
Poston

Reuter
Saunders
Saylor

Stolzenburg
Ware
Weber

Williams
Wilson

Poston
Reuter
Saunders

Saylor
Stolzenburg
Ware

Weber
Weissenborn
Williams

Wilson

CS for SB 5 was laid on the table.

Consideration of SB 333 was deferred, the bill retaining its place on the Calendar.

SB 572—A bill to be entitled An act relating to water skiing while under the influence of intoxicating liquor and narcotic drugs; amending section 371.53, Florida Statutes, to add additional substances that cause impairment of or deprive normal faculties of one who skis; providing penalty for violation; providing an effective date.

Was read the second time by title. On motion by Senator Saylor, by two-thirds vote SB 572 was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

Mr. President	Daniel	Johnson (29th)	Reuter
Arnold	Ducker	Johnson (34th)	Saunders
Barrow	Fincher	Karl	Saylor
Beaufort	Gong	Knopke	Stolzenburg
Bell	Graham	Lewis (33rd)	Ware
Bishop	Gunter	Lewis (43rd)	Weber
Boyd	Haverfield	McClain	Weissenborn
Brantley	Henderson	Myers	Wilson
Broxson	Hollahan	Plante	
Childers	Horne	Poston	

Nays—1

Lane

By unanimous consent Senator Williams was recorded as voting yea.

SB 435—A bill to be entitled An act relating to environmental control; adopting the interstate environmental compact; providing an effective date.

Was read the second time by title. On motion by Senator Knopke, by two-thirds vote SB 435 was read the third time by title, passed and certified to the House. The vote was: Yeas—39 Nays—None

Mr. President	Daniel	Johnson (34th)	Poston
Arnold	Ducker	Karl	Reuter
Barrow	Fincher	Knopke	Saunders
Beaufort	Gong	Lane	Stolzenburg
Bell	Graham	Lewis (33rd)	Ware
Bishop	Gunter	Lewis (43rd)	Weber
Boyd	Haverfield	McClain	Weissenborn
Brantley	Henderson	Myers	Williams
Broxson	Horne	Ott	Wilson
Childers	Johnson (29th)	Plante	

Consideration of SB 462 was deferred, the bill retaining its place on the Calendar.

SB 543—A bill to be entitled An act relating to payment; creating §725.05, Florida Statutes; providing for satisfaction of a liquidated debt or obligation upon less than full payment; providing an effective date.

Was taken up, having been read the second time April 22 and retained on second reading on motion by Senator Hollahan.

On motion by Senator Ducker the following amendment was adopted:

In Section 1, line 14, page 1, strike all of line 14 and insert: the parties may satisfy the debt by a written instrument other than by endorsement on a check for

On motion by Senator Myers, SB 543 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—38

Mr. President	Ducker	Hollahan	Lewis (33rd)
Arnold	Fincher	Horne	Lewis (43rd)
Beaufort	Gong	Johnson (29th)	McClain
Bell	Graham	Johnson (34th)	Myers
Boyd	Gunter	Karl	Ott
Brantley	Haverfield	Knopke	Plante
Daniel	Henderson	Lane	Pope

Nays—2

Bishop

Childers

On motion by Senator Broxson, the rules were waived and the Committee on Ways and Means was granted permission to consider SB 921 at the scheduled meeting this day.

HB 823—A bill to be entitled An act relating to partnerships; defining partnership property; describing how partnership property may be acquired and conveyed or encumbered; validating conveyances to a partnership in its name heretofore recorded; providing an effective date.

Was taken up, having been read the second time on April 22 and retained on second reading on motion by Senator Hollahan.

On motion by Senator Myers HB 823 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

Mr. President	Daniel	Johnson (29th)	Plante
Arnold	Ducker	Johnson (34th)	Poston
Barron	Fincher	Karl	Reuter
Barrow	Gong	Knopke	Saunders
Beaufort	Graham	Lane	Saylor
Bell	Gunter	Lewis (33rd)	Stolzenburg
Bishop	Haverfield	Lewis (43rd)	Ware
Boyd	Henderson	McClain	Weber
Brantley	Hollahan	Myers	Weissenborn
Childers	Horne	Ott	Wilson

SB 548 was laid on the table.

Senator Plante moved that the Senate reconsider the vote by which HB 440 passed this day.

SB 556—A bill to be entitled An act relating to alimony and child support payments; adding subsection (4) to §61.14 Florida Statutes; providing that the court may modify alimony or child support payments retroactively under certain circumstances; providing an effective date.

Was taken up, having been read the second time on April 22 and retained on second reading on motion by Senator Hollahan.

On motion by Senator McClain, SB 556 was read the third time by title, passed and certified to the House. The vote was:

Yeas—36

Mr. President	Fincher	Johnson (34th)	Poston
Barrow	Gong	Karl	Reuter
Bell	Graham	Knopke	Saunders
Bishop	Gunter	Lane	Saylor
Boyd	Haverfield	Lewis (43rd)	Stolzenburg
Brantley	Henderson	McClain	Ware
Childers	Hollahan	Myers	Weber
Daniel	Horne	Ott	Weissenborn
Ducker	Johnson (29th)	Plante	Wilson

Nays—2

Lewis (33rd) Williams

By unanimous consent Senator Beaufort was recorded as voting yea.

SB 536—A bill to be entitled An act relating to limited partnerships; amending §620.09, Florida Statutes; defining the rights, powers and liabilities of general partners; providing an effective date.

Was read the second time by title. On motion by Senator Myers, by two-thirds vote SB 536 was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

Mr. President	Fincher	Lane	Saunders
Barron	Gong	Lewis (33rd)	Sayler
Barrow	Gunter	Lewis (43rd)	Stolzenburg
Bell	Haverfield	McClain	Ware
Bishop	Henderson	Myers	Weber
Boyd	Hollahan	Ott	Weissenborn
Brantley	Horne	Plante	Williams
Childers	Johnson (29th)	Pope	Wilson
Daniel	Karl	Poston	
Ducker	Knopke	Reuter	

Nays—1

Johnson (34th)

By unanimous consent Senator Beaufort was recorded as voting yea.

On motion by Senator Myers, by two-thirds vote, the Senate reconsidered the vote by which SB 536 passed.

On motion by Senator Myers—

HB 815—A bill to be entitled An act relating to limited partnerships; amending §620.09, Florida Statutes; defining the rights, powers and liabilities of general partners; providing an effective date.

—a companion measure was substituted therefor and read the second time by title. On motion by Senator Myers, by two-thirds vote, HB 815 was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

Mr. President	Fincher	Lane	Saunders
Barron	Gong	Lewis (33rd)	Sayler
Barrow	Gunter	Lewis (43rd)	Stolzenburg
Bell	Haverfield	McClain	Ware
Bishop	Henderson	Myers	Weber
Boyd	Hollahan	Ott	Weissenborn
Brantley	Horne	Plante	Williams
Childers	Johnson (29th)	Pope	Wilson
Daniel	Karl	Poston	
Ducker	Knopke	Reuter	

Nays—1

Johnson (34th)

By unanimous consent Senator Beaufort was recorded as voting yea.

SB 536 was laid on the table.

Consideration of SB 557, SJR 565 and SB 389 was deferred, the bills retaining their places on the Calendar.

SB 392—A bill to be entitled An act relating to motor vehicle licenses; amending section 322.121(1), Florida Statutes; providing for examination on knowledge of laws relating to traffic; providing an effective date.

Was read the second time by title.

The Committee on Transportation offered the following amendment which was adopted on motion by Senator Poston:

On page 1, lines 23 and 24, section 2, strike "July 1, 1971." and insert: January 1, 1972.

On motion by Senator Poston, by two-thirds vote, SB 392 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—32

Mr. President	Fincher	Johnson (34th)	Reuter
Barron	Gong	Knopke	Sayler
Bishop	Graham	Lewis (33rd)	Stolzenburg
Boyd	Gunter	Lewis (43rd)	Ware
Brantley	Haverfield	McClain	Weber
Daniel	Henderson	Myers	Weissenborn
de la Parte	Hollahan	Ott	Williams
Ducker	Johnson (29th)	Poston	Wilson

Nays—7

Bell	Horne	Plante	Saunders
Childers	Karl	Pope	

By unanimous consent Senator Beaufort was recorded as voting yea.

By unanimous consent Senator Johnson (29th) changed her vote from yea to nay.

Consideration of SB 240 was deferred, the bill retaining its place on the Calendar.

SB 336—A bill to be entitled An act relating to the game and fresh water fish commission; amending chapter 372, Florida Statutes, by adding section 372.025 relating to the sale or trade of commission lands in wildlife management areas to the State of Florida as needed for interstate highways; providing an effective date.

Was read the second time by title. On motion by Senator Bishop, by two-thirds vote SB 336 was read the third time by title, passed and certified to the House. The vote was: Yeas—39 Nays—None

Mr. President	Ducker	Karl	Poston
Barron	Fincher	Knopke	Reuter
Barrow	Gong	Lane	Sayler
Bell	Graham	Lewis (33rd)	Stolzenburg
Bishop	Gunter	Lewis (43rd)	Ware
Boyd	Haverfield	McClain	Weber
Brantley	Henderson	Myers	Weissenborn
Childers	Hollahan	Ott	Williams
Daniel	Horne	Plante	Wilson
de la Parte	Johnson (34th)	Pope	

By unanimous consent Senator Beaufort was recorded as voting yea.

SB 522—A bill to be entitled An act relating to the sale or distribution of synthetic detergents or detergents and phosphate builders or phosphorous ingredients; providing definitions; prohibiting the sale or distribution of synthetic detergent or any detergent containing in excess of eight and seven tenths percent (8.7%) of phosphorus by weight; prescribing method for determining concentration; providing penalties; providing an effective date.

Was read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was moved by Senator Knopke:

On page 4, line 16, section 3, strike "March 31" and insert: June 1

On motion by Senator Knopke, further consideration of SB 522 with pending amendment was deferred.

Consideration of Senate Bills 495, 685 and 105 was deferred, the bills retaining their places on the Calendar.

SB 525 was taken up, together with:

By the Committee on Judiciary—Criminal—

CS for SB 525—A bill to be entitled An act relating to possession of firearms by felons; repealing §790.23(2), Florida Statutes; providing an effective date.

Which was read the first time by title and SB 525 was laid on the table.

On motions by Senator Sayler, by two-thirds vote, CS for SB 525 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote was: Yeas—41 Nays—None

Mr. President	Fincher	Knopke	Saunders
Barron	Gong	Lane	Sayler
Barrow	Graham	Lewis (33rd)	Stolzenburg
Bell	Gunter	Lewis (43rd)	Ware
Bishop	Haverfield	McClain	Weber
Boyd	Henderson	Myers	Weissenborn
Brantley	Hollahan	Ott	Williams
Childers	Horne	Plante	Wilson
Daniel	Johnson (29th)	Pope	
de la Parte	Johnson (34th)	Poston	
Ducker	Karl	Reuter	

By unanimous consent Senator Beaufort was recorded as voting yea.

Senator Brantley moved that the Senate reconsider the vote by which SB 392 passed this day.

Consideration of SB 573 was deferred, the bill retaining its place on the Calendar.

SB 714—A bill to be entitled An act relating to the practice of dentistry; amending §466.13, Florida Statutes, to provide that any otherwise qualified person who declares his intention to become a citizen of the United States and who has been a United States resident for at least one (1) year may apply for examination for a license to practice; providing an effective date.

Was read the second time by title.

On motion by Senator Saunders the following amendment was adopted:

On page 1, line 22, section 1, following the word citizen strike; and has been a resident of the United States for a minimum of one (1) year

On motion by Senator Saunders the following amendment was adopted:

On page 1, lines 8 and 9, strike "and who has been a United States resident for at least one (1) year"

On motion by Senator Pope, by two-thirds vote, SB 714 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—39 Nays None

Arnold	Ducker	Karl	Poston
Barron	Fincher	Knopke	Reuter
Barrow	Gong	Lane	Saunders
Bell	Graham	Lewis (33rd)	Saylor
Bishop	Gunter	Lewis (43rd)	Stolzenburg
Boyd	Haverfield	McClain	Ware
Brantley	Hollahan	Myers	Weber
Childers	Horne	Ott	Williams
Daniel	Johnson (29th)	Plante	Wilson
de la Parte	Johnson (34th)	Pope	

By unanimous consent Senators Beaufort and Weissenborn were recorded as voting yea.

SB 371—A bill to be entitled An act relating to national elections; amending sections 97.041 and 97.051, Florida Statutes, and creating section 98.442, Florida Statutes, prescribing procedures for the registration of electors between the ages of eighteen and twenty-one to vote in national elections under Public Law 91-285; providing an effective date.

Was read the second time by title. On motion by Senator Lewis (43rd), by two-thirds vote SB 371 was read the third time by title, passed and certified to the House. The vote was: Yeas—37 Nays—None

Mr. President	Fincher	Knopke	Reuter
Barron	Gong	Lane	Saylor
Barrow	Graham	Lewis (33rd)	Stolzenburg
Bell	Gunter	Lewis (43rd)	Ware
Bishop	Haverfield	McClain	Weissenborn
Boyd	Hollahan	Myers	Williams
Childers	Horne	Ott	Wilson
Daniel	Johnson (29th)	Plante	
de la Parte	Johnson (34th)	Pope	
Ducker	Karl	Poston	

By unanimous consent Senator Beaufort was recorded as voting yea.

SB 377 was taken up and on motion by Senator Karl—

HB 506—A bill to be entitled An act relating to the Uniform Principal and Income Law; specifying methods of valuing bonds and other obligations for the payment of money comprising any part of the principal and designating the impact of loss or gain realized thereon; amending section 690.07,

Florida Statutes; defining the increment in value of discount bonds to be income and providing for the distribution thereof; and providing an effective date.

—a companion measure was substituted therefor and read the second time by title. On motion by Senator Karl, by two-thirds vote, HB 506 was read the third time by title, passed and certified to the House. The vote was: Yeas—38 Nays—None

Mr. President	Fincher	Karl	Reuter
Barron	Gong	Knopke	Saunders
Bell	Graham	Lane	Saylor
Bishop	Gunter	Lewis (33rd)	Stolzenburg
Boyd	Haverfield	Lewis (43rd)	Ware
Brantley	Henderson	McClain	Weber
Childers	Hollahan	Myers	Weissenborn
Daniel	Horne	Ott	Wilson
de la Parte	Johnson (29th)	Plante	
Ducker	Johnson (34th)	Pope	

By unanimous consent Senators Poston, Beaufort and Williams were recorded as voting yea.

SB 377 was laid on the table.

Consideration of Senate Bills 244, 38, 92, 309, 335 and 658 was deferred, the bills retaining their places on the Calendar.

SB 414 was taken up, together with:

By the Committee on Agriculture—

CS for SB 414—A bill to be entitled An act relating to citrus; amending §601.48, Florida Statutes, relating to grading processed citrus products, to exempt certain intrastate shipments from the labeling provisions of said section; providing an effective date.

Which was read the first time by title and SB 414 was laid on the table.

Pending further consideration of CS for SB 414, on motion by Senator Reuter—

HB 1242—A bill to be entitled An act relating to citrus; amending §601.48, Florida Statutes, relating to grading processed citrus products, to exempt certain intrastate shipments from the labeling provisions of said section; providing an effective date.

—a companion measure was substituted therefor and read the second time by title. On motion by Senator Reuter, by two-thirds vote, HB 1242 was read the third time by title, passed and certified to the House. The vote was: Yeas—42 Nays—None

Mr. President	de la Parte	Karl	Reuter
Arnold	Ducker	Knopke	Saunders
Barron	Fincher	Lane	Saylor
Barrow	Gong	Lewis (33rd)	Stolzenburg
Beaufort	Graham	Lewis (43rd)	Ware
Bell	Gunter	McClain	Weber
Bishop	Haverfield	Myers	Weissenborn
Boyd	Henderson	Ott	Williams
Brantley	Horne	Plante	Wilson
Childers	Johnson (29th)	Pope	
Daniel	Johnson (34th)	Poston	

CS for SB 414 was laid on the table.

Consideration of SB 403 was deferred, the bill retaining its place on the Calendar.

RECONSIDERATION

The motion by Senator Childers on May 13 that the Senate reconsider the vote by which—

CS for SB 276—A bill to be entitled An act relating to private passenger automobiles; amending Section 501.125, Florida Statutes, relating to energy absorption systems; requiring compliance with certain standards by changing mileage requirement for backward driving; deleting subsection (3) providing, in lieu of warranty, certification by the manufacturer of compliance with energy absorption standards; providing excep-

tions; providing for enforcement of future federal standards; providing an effective date.

—passed was taken up and adopted. The Senate reconsidered the vote.

On motion by Senator Pope the rules were waived and the Senate reconsidered the vote by which CS for SB 276 was placed on third reading.

On motion by Senator Pope the following amendment was adopted:

Strike everything after the enacting clause and insert the following:

Section 1. Section 2 of chapter 70-420, Laws of Florida, appearing as subsection (2) of section 501.125, Florida Statutes, 1970 Supplement, is amended to read:

501.125 Warranty on sale and manufacture of automobiles; energy absorption system.—

(2) Every private passenger automobile manufactured on and after September 1, 1974, and sold and licensed in the state shall be sold subject to the manufacturer's warranty that it is equipped with an appropriate energy absorption system and that, without compromising existing standards of passenger safety, it can be driven, either forward or backward, directly into a standard Society of Automotive Engineers (SAE J-850) test barrier at a speed of five miles per hour without sustaining any damage to the automobile.

Section 2. Section 3 of chapter 70-420, Laws of Florida, appearing as subsection (3) of section 501.125, Florida Statutes, 1970 Supplement, is hereby repealed.

Section 3. This act shall take effect upon becoming a law.

On motion by Senator Pope the following amendment was adopted:

On page 1, strike the title and insert:

A bill to be entitled

An act relating to private passenger automobiles; amending §2 of chapter 70-420, Laws of Florida, appearing as §501.125(2), Florida Statutes, 1970 Supplement, to provide that such automobiles manufactured on and after September 1, 1974 and sold and licensed in this state, be subject to a manufacturer's warranty that it is equipped with energy absorption equipment so that such automobile can be driven into test barriers unharmed under certain conditions; repealing §3 of chapter 70-420, Laws of Florida, appearing as §501.125(3), Florida Statutes, 1970 Supplement, which provides more strict requirements for automobiles manufactured on or after January 1, 1975; providing an effective date.

On motion by Senator Pope, CS for SB 276 as further amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—36

Arnold	de la Parte	Johnson (34th)	Poston
Beaufort	Ducker	Karl	Saunders
Bell	Fincher	Knopke	Saylor
Bishop	Graham	Lane	Stolzenburg
Boyd	Gunter	Lewis (33rd)	Ware
Brantley	Henderson	McClain	Weber
Broxson	Hollahan	Myers	Weissenborn
Childers	Horne	Plante	Williams
Daniel	Johnson (29th)	Pope	Wilson

Nays—7

Mr. President	Barrow	Lewis (43rd)	Reuter
Barron	Gong	Ott	

The Senate resumed—

SECOND READING

SB 567—A bill to be entitled An act relating to retirement; amending §1(3)(b) of chapter 70-112, Laws of Florida, appearing as §121.011(3)(b), Florida Statutes, 1970, providing that an employee of a municipality, the functions of whom have been taken over by a county, who thereby becomes a

county employee, may choose to continue to be a member of the municipal retirement system in which case he will not be eligible to become a member of the Florida retirement system; prohibiting a county from increasing such an employee's pension contribution above the amount deducted by the municipality; authorizing the county to pay an amount into the municipal retirement system equal to the sum previously paid by the municipality; providing an effective date.

Was read the second time by title.

The Committee on Personnel, Retirement and Claims offered the following amendment which was adopted on motion by Senator Pope:

On page 3, line 8, section 1, strike "is authorized to" and insert: shall

The Committee on Personnel, Retirement and Claims offered the following amendment which was adopted on motion by Senator Pope:

On page 3, line 1, section 1, following the word "system" strike the period and insert: unless said municipality elects to bring its employees under the Florida retirement system.

On motion by Senator Hollahan, the Senate reconsidered the vote by which the foregoing amendment was adopted.

Consideration of SB 567 with pending amendment was deferred.

SB 449—A bill to be entitled An act relating to supreme court justices, district courts of appeal judges and circuit judges retirement system; amending section 123.10, Florida Statutes, providing repayment of contributions upon reassumption of office; and providing an effective date.

Was read the second time by title.

The Committee on Personnel, Retirement and Claims offered the following amendment which was adopted on motion by Senator McClain:

On page 1, line 27, section 1, strike the period "(.)" and insert: , and receive credit for the period of service for which payment is made.

On motion by Senator McClain, by two-thirds vote, SB 449 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—41 Nays—None

Mr. President	de la Parte	Johnson (34th)	Poston
Arnold	Ducker	Karl	Reuter
Barron	Fincher	Knopke	Saunders
Barrow	Gong	Lane	Stolzenburg
Beaufort	Graham	Lewis (33rd)	Ware
Bell	Gunter	Lewis (43rd)	Weissenborn
Bishop	Haverfield	McClain	Williams
Boyd	Henderson	Myers	Wilson
Broxson	Hollahan	Ott	
Childers	Horne	Plante	
Daniel	Johnson (29th)	Pope	

Consideration of SB 704 was deferred, the bill retaining its place on the Calendar.

SB 705—A bill to be entitled An act relating to the public service commission; amending section 366.03, Florida Statutes; providing said section relating to general duties of the commission shall not be construed to restrict the authority of said commission to require that certain charges for resale of public utility service be at a reasonable rate; providing that the commission may require regulated utilities to discontinue service to any person who resells utility and connected services at an unreasonable rate; providing an effective date.

Was read the second time by title. On motion by Senator Lewis (43rd), by two-thirds vote SB 705 was read the third time by title, passed and certified to the House. The vote was:

Yeas—41

Mr. President	Barrow	Boyd	Daniel
Arnold	Beaufort	Broxson	Ducker
Barron	Bell	Childers	Fincher

Gong	Johnson (34th)	Ott
Graham	Karl	Plante
Gunter	Knopke	Pope
Haverfield	Lane	Poston
Henderson	Lewis (33rd)	Reuter
Hollahan	Lewis (43rd)	Saunders
Horne	McClain	Sayler
Johnson (29th)	Myers	Stolzenburg

Ware
Weber
Weissenborn
Williams
Wilson

Karl
Knopke
Lane
Lewis (33rd)
Lewis (43rd)

Myers
Ott
Plante
Pope
Poston

Reuter
Saunders
Sayler
Stolzenburg
Ware

Weber
Weissenborn
Williams
Wilson

Nays—4

Barrow

Boyd

Childers

Johnson (29th)

Nays—1

Bishop

Consideration of Senate Bills 708 and 481 was deferred, the bills retaining their places on the Calendar.

SB 683—A bill to be entitled An act relating to public education; amending §235.15, Florida Statutes, relating to surveys and long-range planning by district school boards, to require the survey to be taken every five (5) years and to require the survey to indicate the existing use of extended school days or year-round operation; providing an effective date.

Was read the second time by title. On motion by Senator Broxson, by two-thirds vote SB 683 was read the third time by title, passed and certified to the House. The vote was:

Yeas—39

Mr. President	Bishop	Ducker	Haverfield
Arnold	Brantley	Fincher	Henderson
Barron	Broxson	Gong	Hollahan
Beaufort	Daniel	Graham	Horne
Bell	de la Parte	Gunter	Johnson (34th)

Senator Hollahan moved that on Monday, May 17, upon convening and until the noon recess, the Senate continue today's "non-controversial" procedures; upon reconvening at 2:00 p.m. take up bills on Special Order as recommended by the Committee on Rules, Calendar, Privileged Business and Ethics. The motion was adopted.

On motion by Senator Beaufort, SB 1071 was removed from the Calendar and from further consideration of the Senate.

CO-INTRODUCERS

By permission Senator Henderson was recorded as a co-introducer of SB 1342.

By permission Senator Johnson (29th) was recorded as a co-introducer of SCR 1239.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 1:00 p.m. to reconvene at 8:30 a.m., May 17, for the purpose of introduction and reference of resolutions, memorials, bills and joint resolutions and thereafter to reconvene at 10:00 a.m., May 17, 1971.